1	BEFORE THE	
2	ILLINOIS COMMERCE COMMISSION	
3	IN THE MATTER OF:	
4	ILLINOIS COMMERCE COMMISSION ON) ITS OWN MOTION,)	
5	vs.) No. 06-0808	
6	XO COMMUNICATIONS SERVICES, INC.,)	
7	Citation for failure to maintain) corporate status.	
8	corporate status.	
9	Chicago, Illinois February 7, 2007	
10	Met pursuant to notice at 1:00 p.m.	
11	BEFORE:	
12	MS. CLAUDIA SAINSOT, Administrative Law Judge.	
13	APPEARANCES:	
14	MR. CONRAD S. RUBINKOWSKI 527 East Capitol Avenue	
15	Springfield, Illinois 62701 Appearing for Staff	
16	(telephonically);	
17	ROWLAND & MOORE, by MR. THOMAS H. ROWLAND	
18	200 West Superior Street, Suite 400 Chicago, Illinois 60610	
19	Appearing for XO Communications.	
20		
21	SULLIVAN REPORTING COMPANY, by	
22	Tracy L. Overocker, CSR	

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3	Witnesses:	Re- Re- By <u>Direct Cross direct cross Examiner</u>
4	None.	
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10	Number	For Identification In Evidence
11	None so marke	d.
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- JUDGE SAINSOT: By the authority vested in me
- 2 by the Illinois Commerce Commission, I now call
- 3 Docket No. 06-0808. It is Illinois Commerce
- 4 Commission on its own motion versus XO Communications
- 5 Services, Inc., and it is a citation for failure to
- 6 maintain corporate status.
- 7 Will the parties identify themselves
- 8 for the record, please.
- 9 MR. RUBINKOWSKI: Conrad S. Rubinkowski,
- 10 R-u-b-i-n-k-o-w-s-k-i, 527 East Capitol Avenue,
- 11 Springfield, Illinois 62701, representing Staff of
- 12 the Illinois Commerce Commission.
- MR. ROWLAND: On behalf of XO Communications
- 14 Services, Inc., Thomas Rowland of the law firm
- 15 Rowland & Moore, 200 West Superior Street, Suite 400,
- 16 Chicago, Illinois 60610.
- JUDGE SAINSOT: Okay. For the record, XO has
- 18 filed a motion to dismiss this proceeding and the --
- 19 attached to the motion -- verified motion and
- 20 attached to this motion is the foreign corporation
- 21 annual report of XO.
- Mr. Rubinkowski, is there any

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objection to granting that motion?
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           MR. RUBINKOWSKI: No. Staff has no objection
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     and while it's not -- I guess it's not evidence, a
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     check of the Secretary of State's corporation Web
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     site does indicate that the respondent has been
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     reinstated and is currently in good standing. So
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     Staff has no objection to the motion to dismiss.
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           JUDGE SAINSOT: Okay. That being the case, I
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     will issue a recommended order granting the motion to
     dismiss.
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          MR. ROWLAND: Thank you very much.
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                       (Heard and taken.)
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